

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

Plaintiff,

vs.

DRIVERS MANAGEMENT, LLC, and  
WERNER ENTERPRISES, INC.,

Defendants.

**8:18CV462**

**AMENDED TRIAL SETTING ORDER**

After conferring with counsel for the parties,

IT IS ORDERED:

- 1) The deposition deadline, including but not limited to depositions for oral testimony only under Rule 45, is **July 15, 2022**.
- 2) The deadline for filing motions to exclude testimony on *Daubert* and related grounds is **August 19, 2022**.
- 3) The deadline for filing motions to dismiss and motions for summary judgment is **September 23, 2022**.
- 4) The jury trial of this case is set to commence before John M. Gerrard, United States District Judge, in the Special Proceedings Courtroom, Roman L. Hruska Federal Courthouse, 111 South 18th Plaza, Omaha, Nebraska, at 9:00 a.m. on March 27, 2023, or as soon thereafter as the case may be called, for a duration of five (5) trial days. This case is subject to the prior trial of criminal cases and such other civil cases as may be scheduled for trial before this one. Jury selection will be held at the commencement of trial.
- 5) The Pretrial Conference is scheduled to be held before the undersigned magistrate judge on **February 23, 2023 at 10:00 a.m.**, and will be conducted by video conferencing. Video conference instructions are found at [Filing No. 211](#).
- 6) The parties' proposed Pretrial Conference Order and Exhibit List(s) must be emailed to [bazis@ned.uscourts.gov](mailto:bazis@ned.uscourts.gov) in Word format, **by 12:00 p.m. on February 16, 2023**.
- 7) Motions in limine shall be filed seven days before the pretrial conference. It is not the normal practice to hold hearings on motions in limine or to rule on them prior to the first day of trial. Counsel should plan accordingly.

- 8) All requests for changes of deadlines or settings established herein shall be directed to the undersigned magistrate judge, including all requests for changes of trial dates. Such requests will not be considered absent a showing of due diligence in the timely progression of this case and the recent development of circumstances, unanticipated prior to the filing of the motion, which require that additional time be allowed.

Dated this 5th day of May, 2022.

BY THE COURT:

s/ Susan M. Bazis  
United States Magistrate Judge